

1 Minutes of the  
2 Bountiful City Council Meeting  
3 City Council Chambers  
4 August 11, 2009 - 7:00 p.m.  
5

6 Present: Mayor: Joe L. Johnson  
7 Council Members: Beth Holbrook, John Marc Knight, R. Fred  
8 Moss, Scott Myers and Thomas Tolman  
9 City Manager: Tom Hardy  
10 City Attorney Russell Mahan  
11 City Engineer: Paul Rowland  
12 City Recorder: Kim J. Coleman  
13 Planning Director: Aric Jensen  
14 Department Reps: Tom Ross, Police  
15 Administrative Intern: Nathan Grover  
16 Recording Secretary Nancy Lawrence  
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18 Official Notice of this meeting had been given by posting a written notice of same and an  
19 Agenda at the City Hall and providing copies to the following newspapers of general circulation:  
20 Davis County Clipper, Deseret News, and Salt Lake Tribune and on the Utah Public Notice  
21 Website.  
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23 Mayor Johnson called the meeting to order at 7:00 p.m, following which Chief Ross led  
24 the pledge of allegiance to the flag. Mr. Grover offered the prayer/thought.  
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26 **APPROVAL OF MINUTES**

27 Minutes of the City Council meeting held July 14, 2009 and July 28, 2009 were presented  
28 and unanimously approved as written. Councilman Moss motioned for approval of the July 14,  
29 2009 minutes, Councilwoman Holbrook seconded the motion and voting was unanimous in the  
30 affirmative. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".  
31 Councilman Moss then motioned approval of the July 28, 2009 minutes and Councilwoman  
32 Holbrook seconded the motion which carried by a majority. Councilpersons Holbrook, Moss,  
33 Myers and Tolman voted "aye"; Councilman Knight abstained because he had not been in  
34 attendance at the meeting.  
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36 **EXPENDITURES AND EXPENSES APPROVED**

37 Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000  
38 for the following periods, with respective totals: July 16-22, 2009, in the amount of \$818,018.29;  
39 and July 23-29, 2009 (\$1,469,734.07). The staff responded to questions, following which  
40 Councilman Tolman made a motion to approve the expenditure reports, as presented.  
41 Councilman Knight seconded the motion and voting was unanimous with Councilpersons  
42 Holbrook, Knight, Moss, Myers and Tolman voting "aye".  
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1 **YOUTH COUNCIL REPORT**

2 Jasilyn Brinkerhoff (City Council web master) and Jessica Blackhurst (City Council  
3 liaison) were in attendance to report on activities of the Youth Council. Jessica explained that  
4 one of her major responsibilities is to ask for volunteers to attend City Council and present the  
5 Youth Council report. Jasilyn stated that she posts past events and pictures of Youth Council  
6 activities on the web site. Jessica also reported on the Youth Council involvement with  
7 Summerfest and noted that they will be assisting with the upcoming Emergency Preparedness  
8 Fair on August 15<sup>th</sup>. Councilman Knight noted that the Youth Council is presently preparing to  
9 do a break-out session at the ULCT at their upcoming convention.

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11 **PRESENTATION BY DAVIS COUNTY SCHOOL DISTRICT**  
12 **RE: 2009 BOND ELECTION**

13 Sheryl Allen was in attendance to represent the Davis School District in educating the  
14 public regarding the need for a \$250 million bond for new school buildings, additions and  
15 remodeling, and maintenance. She stated that the **need** for the bond is based on growth  
16 projections (per birth rate) over the next five years, anticipated at 1,000 students per year. She  
17 narrated a power point which outlined the proposed new facilities, and emphasized that approval  
18 of the bond would not increase the current tax rate or debt. She pointed out the language which  
19 will be required on the ballot, and expressed concern that local voters might be misled by it.  
20 The bond would be approved for ten years, but the plan is to issue it for five years.

21  
22 Rep. Allen stated that current economic conditions make this an ideal time to undertake  
23 capital construction projects and the jobs created by the projects would have a positive impact on  
24 the community. She then responded to questions from the Council regarding the status of  
25 Bountiful High School and the Mayor commented on the good working relationship that the City  
26 has had with the Davis School District.

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28 **PUBLIC HEARING TO CONSIDER ORD. NO. 2009-05,**  
29 **PROPOSED ZONE MAP AMENDMENT, KELLY SANSOM**

30 Mr. Jensen reviewed that Kelly Sansom has requested a zone map amendment from  
31 Single-family (R-4) to Downtown (DN) for the property located at 57 East 400 South. The  
32 proposed use of the property would be for a photography studio. The request was heard by the  
33 Planning Commission (which also held a public hearing) and it was given a unanimous positive  
34 recommendation.

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36 At 7:40 p.m. Mayor Johnson opened the public hearing to consider this request. There  
37 were no public comments and the hearing was closed. Councilman Tolman made a motion to  
38 approve Ordinance No. 2009-05 entitled AN ORDINANCE AMENDING THE BOUNTIFUL CITY  
39 ZONING MAP TO CHANGE THE ZONE DESIGNATION OF PROPERTY LOCATED AT 57 EAST 400  
40 SOUTH, BOUNTIFUL, UTAH, FROM R-4 (RESIDENTIAL SINGLE-FAMILY) TO DN (DOWNTOWN).  
41 Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons  
42 Holbrook, Knight, Moss, Myers and Tolman voted "aye".  
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**RES. NO. 2009-08 and RES. NO. 2009-09 ADOPTED RE: ESTABLISHING  
ANTI-IDENTITY THEFT RE-FLAG RULES AND MINUTES  
APPROVAL POLICY**

Mr. Mahan reviewed that the Federal government, through the Federal Trade Commission, has required that all entities that extend credit (such as Bountiful City does for utility customers) adopt rules to help prevent identity theft. Accordingly, a policy of red flag rules is proposed for the Council's consideration, as set forth in Resolution No. 2009-08 entitled A RESOLUTION ESTABLISHING "RED FLAG POLICIES" TO HELP PREVENT IDENTITY THEFT OF THE CITY'S UTILITY CUSTOMERS. He recommended that this resolution be adopted.

Mr. Mahan also reviewed with the Council that the 2009 Utah Legislature in Senate Bill 26 adopted new wording in the Utah Open and Public Meetings Act as it relates to the procedure for approving minutes. He recommended that Resolution No. 2009-09 entitled A RESOLUTION ESTABLISHING PROCEDURES FOR APPROVAL OF THE WRITTEN MINUTES OF OPEN MEETINGS be adopted. Following a brief discussion, Councilman Moss motioned to adopt Res. No. 2009-08 and Res. No. 2009-09, as presented and recommended. Councilman Myers seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

**COUNCIL COMMITTEE REPORTS**

Councilwoman Holbrook reminded the attendees that the Emergency Preparedness Fair will be held August 15, 2009 from 10:00 a.m. to 2:00 p.m. at the South Davis Recreation Center. Emergency service personnel and organizations will be in attendance, as well as approximately 40 vendors. She expressed appreciation to Nathan Grover for his efforts on this project.

Mayor Johnson commented on the Summerfest event which was held last week, noting that it was a great success and specifically that Emma Dugall was to be commended for her efforts.

Councilwoman Holbrook reported that the last Concert in the Park will be held this Friday night at 7:00 p.m. at the Bountiful City Park (400 North).

Mayor Johnson suggested that individuals and groups that have served in voluntary projects which enhance the community (i.e., service clubs, Summerfest, Farmers Market, Handcart Days, etc.) be invited to meet with the Council to report on the event and to give the Council an opportunity to thank them for their service.

**CLOSED MEETING APPROVED**

Mayor Johnson noted that a closed meeting is needed to discuss the character, professional competence, or physical or mental health of an individual and to discuss strategy session for the purchase, exchange, or lease of real property. At 7:51 p.m. Councilman Moss made a motion to dismiss from the open meeting and reconvene in the closed meeting to address those needs. Councilwoman Holbrook seconded the motion which carried unanimously. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

(Continued to page 4)

**Attendance at Closed Meeting**

Mayor Johnson

Councilpersons Holbrook, Knight, Moss, Myers and Tolman

Mr. Hardy

Mr. Mahan

Mr. Rowland

Mr. Jensen

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JOE L. JOHNSON, Mayor

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KIM J. COLEMAN, City Recorder

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